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 8 INTUITIVE SURGICAL, INC.

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UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

11 ILLINOIS UNION INSURANCE COMPANY,
 12 Plaintiff,
 13 v.
 14 INTUITIVE SURGICAL, INC.,
 15 Defendant.

16 CASE NO.: 3:13-cv-04863-JST
 17
**JOINT STIPULATION TO ENTER
 SCHEDULING ORDER; and**
[PROPOSED] ORDER.

Complaint Filed: October 21, 2013

Judge: Hon. Jon S. Tigar
 Date: May 26, 2016
 Time: 2:00 pm
 Location: Courtroom 9

CASE NO.: 3:13-cv-05801-JST

Complaint Filed: December 16, 2013

18 NAVIGATORS SPECIALTY INSURANCE CO.,
 19 Plaintiff,
 20 v.
 21 INTUITIVE SURGICAL, INC.,
 22 Defendant.

23 CASE NO.: 3:15-cv-04834-JST
 24
 Complaint Filed: October 20, 2015

25 INTUITIVE SURGICAL, INC.,
 26 Plaintiff,
 27 v.

28 ILLINOIS UNION INSURANCE COMPANY;
 NAVIGATORS SPECIALTY INSURANCE CO.,
 Defendants.

1 Intuitive Surgical, Inc. (“Intuitive”) and Illinois Union Insurance Company (“Illinois
 2 Union”) jointly stipulate, pursuant to Civil Local Rules 6-1(b), 6-2, and 7-12, to set deadlines for
 3 consolidated actions numbered Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if it
 4 pleases this Court.

5 WHEREAS, on May 12, 2016, the parties submitted a joint case management schedule with
 6 competing proposed schedules. (Dkt. 171¹.)

7 WHEREAS, on May 26, 2016, this Court conducted a case management conference at
 8 which the parties’ proposed schedules were discussed.

9 WHEREAS, the parties have met and conferred in an attempt to propose a schedule suitable
 10 to the Court’s calendar.

11 NOW THEREFORE, the parties, through the undersigned counsel, hereby respectfully
 12 request that this Court enter the following stipulated case schedule for consolidated actions
 13 numbered Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST, if such dates are
 14 convenient to this Court:

Event	Date
Mediation Deadline	October 15, 2016
Close Of Fact Discovery	November 10, 2016
Expert Reports Due	December 13, 2016
Rebuttal Expert Reports Due	January 17, 2017
Close Of Expert Discovery	January 31, 2017
Last Day To File Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	February 16, 2017
Last Day To File Opposition To Dispositive Motions In Intuitive’s Breach Of Contract And Bad Faith Case	March 9, 2017 ²

25 ¹ Unless otherwise indicated, all docket citations refer to the ECF docket in *Illinois Union*
 26 *Ins. Co. v. Intuitive Surgical, Inc.*, No. 3:13-cv-04863-JST (filed Oct. 21, 2013).

27 ² This briefing schedule of 21 days to file an Opposition and 14 days to file a Reply will
 28 apply to any Dispositive Motion filed before February 16, 2017.

1	Last Day To File Reply to Opposition to Dispositive Motions In Intuitive's Breach Of Contract And Bad Faith Case	March 23, 2017
2	Pretrial Conference Statement Due	May 5, 2017
3	Pretrial Conference	May 26, 2017
4	Jury Trial	June 19, 2017 ³

6 DATED: July 26, 2016

7 SKADDEN, ARPS, SLATE, MEAGHER & FLOM LLP

8 By: /s/ James P. Schaefer
9 Attorneys for
INTUITIVE SURGICAL, INC.

10 COZEN O'CONNOR

12 By: /s/ Charles Wheeler
13 Attorneys for
ILLINOIS UNION INSURANCE COMPANY15 Pursuant to Civil Local Rule 5-1(i), the filer attests that concurrence in the filing of this
16 document has been obtained from the signatories above.17 /s/ James P. Schaefer

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27 ³ This proposed date of a jury trial is proposed subject to the Court's convenience. The
parties respectfully defer to the Court's calendar.

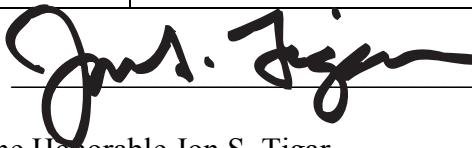
[PROPOSED] ORDER

**PURSUANT TO THE FOREGOING STIPULATION OF THE PARTIES, IT IS
ORDERED THAT:**

The Court enters the following case schedule for consolidated actions numbered Case No. 3:13-cv-04863-JST and Case No. 3:15-cv-04834-JST.:

Event	Date
Mediation Deadline	October 15, 2016
Close Of Fact Discovery	November 10, 2016
Expert Reports Due	December 13, 2016
Rebuttal Expert Reports Due	January 17, 2017
Close Of Expert Discovery	January 31, 2017
Last Day To File Dispositive Motions In Intuitive's Breach Of Contract And Bad Faith Case	February 16, 2017
Last Day To File Opposition To Dispositive Motions In Intuitive's Breach Of Contract And Bad Faith Case	March 9, 2017 ¹
Last Day To File Reply to Opposition to Dispositive Motions In Intuitive's Breach Of Contract And Bad Faith Case	March 23, 2017
Pretrial Conference Statement Due	May 5, 2017 May 12, 2017
Pretrial Conference	May 26, 2017
Jury Trial	June 19, 2017

DATED: July 27, 2016



The Honorable Jon S. Tigar
United States District Court Judge

¹ This briefing schedule of 21 days to file an Opposition and 14 days to file a Reply will apply to any Dispositive Motion filed before February 16, 2017.